

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ELIZABETH HIGGINS and SHAWN
SIMOENS, as co-Personal
Representatives of the Estate of Alexander
T. Simoens, deceased,

Plaintiffs,

vs.

JOACHIM DANKIW, JEANELLE MOORE,
ANDREW FREEMAN, MARK HAEFELE,
CHARLES M. BENAK, JIM SUTTLE,
FRANK BROWN, JIM VOKAL, GARRY
GERNANDT, DAN WELCH, FRANKLIN
THOMPSON, CHUCK SIGERSONJR.,
THOMAS WARREN, CITY OF OMAHA,
OMAHA POLICE DEPARTMENT, JUSTIN
GEYZA, MARJORIE DUPLEY, TROYIA
PRINCE, EARL PAUL STONE,
LAWRENCE R. REYNARD, JOHN AND
JANES DOES 1-9, agents, servants and
employees of the City who were on duty at
the City jail from September 7, 2007,
through September 9, 2007, and whose
real names are unknown; and JOHN AND
JANE DOES 10-20, agents, servants and
employees of the City who were on duty at
the City jail from September 7, 2007,
through September 9, 2007, and whose
real names are unknown;

Defendants.

8:08CV15

JUDGMENT

Pursuant to the Memorandum and Order entered this date, and on the Stipulation of the parties, Filing No. [182](#), and the Rule 68 Offer and Acceptance of Judgment, Filing No. [184](#),

IT IS ORDERED that:

1. Judgment is entered in favor of the plaintiffs and against defendants City of Omaha and Joachim Dankiw in the amount of \$775,000.00, each party to pay its own costs.

2. Judgment for attorney fees is entered in favor of the plaintiffs and against the defendant City of Omaha in the amount of \$200,000.00.

3. Costs will not be awarded.

DATED this 12th day of July, 2012.

BY THE COURT:

s/ Joseph F. Bataillon
United States District Judge